



GAIL FARBER - CHAIR
MARGARET CLARK - VICE CHAIR

LOS ANGELES COUNTY
SOLID WASTE MANAGEMENT COMMITTEE/
INTEGRATED WASTE MANAGEMENT TASK FORCE
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October 15, 2015

Mr. Rob Sherman, General Manager
Sunshine Canyon Landfill
Republic Services, Inc.
14747 San Fernando Road
Sylmar, CA 91342-1021

Dear Mr. Sherman:

**REVISED FINDING OF CONFORMANCE
SUNSHINE CANYON CITY/COUNTY LANDFILL
14747 SAN FERNANDO ROAD, SYLMAR, CALIFORNIA 91342
CONDITIONAL USE PERMIT NO. 00-194-(5)**

We are in receipt of your letter to Ms. Margaret Clark, Vice-Chair of the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force (Task Force) dated October 12, 2015 (copy enclosed).

In your letter, you state that you disagree that the proposed implementation of the Alternative Daily Cover (ADC) Pilot Project must receive a revised Finding of Conformance (FOC) from the Task Force prior to implementation of the ADC Pilot at the Sunshine Canyon City/County Landfill (Landfill), and you cited various reasons for this assertion. This assertion is incorrect for the following reasons:

1. The FOC process is unique to the Los Angeles County as specifically called for in the Los Angeles County Countywide Siting Element (CSE) approved by the California Integrated Waste Management Board (CIWMB), now CalRecycle, in June 1998. In its approval of the CSE, the CIWMB specifically noted that they were not taking a position on the CSE's FOC requirements, since the FOC is a local matter that was approved by the majority of cities in Los Angeles County containing the majority of the cities' population and the Board of Supervisors. Accordingly, the CSE's FOC requirement has no relation to the 50001PRC or to the CIWMB Resolution 2000-330.
2. Sunshine Canyon Landfill is currently operating under the FOC granted by the Task Force on December 18, 2008. The Task Force voted at a public meeting to grant a new FOC to the Permittee, which superseded the August 15, 1991, April 17,

2003, and May 19, 2008, FOCs. The subject FOC limits the use of landfill cover materials to "dirt" only pursuant to the City of Los Angeles Final Subsequent Environmental Impact Report's (FSEIR's) Revised Mitigation Monitoring No. 33.

In approving the FOC and establishing conditions of approval, the Task Force considered the following documents and their adopted mitigation measures:

- a. City of Los Angeles Zoning Ordinance No. 172933: FSEIR and MMRP adopted/certified by the City on December 10, 1999, State Clearinghouse (SCH) No. 92041953.
 - b. County of Los Angeles Conditional Use Permit No. 00-194-(5): Final EIR (FEIR) and MMRP adopted/certified by the County on November 30, 1993, SCH No. 89071210, and the Addendum to the FEIR and FSEIR adopted/certified on February 6, 2007, SCH No. 1989071210.
3. Condition No. 6 of the County's Conditional Use Permit No. 00-194-(5) (CUP) granted by the County of Los Angeles Board of Supervisors on February 6, 2007, specifically requires the Permittee to obtain an FOC from the Task Force. It should be noted that:
- a. Condition No. 11 of the CUP states "Notice hereby given that any person violating a provision of this grant is guilty of a misdemeanor. Notice is further given that the Commission or a Hearing Officer may, after conducting a public hearing in accordance with Section 22.56.1780, et seq., of the County Code, revoke or modify this grant, if the Commission or hearing Officer finds that these conditions have been violated or that the grant has been exercised so as to be detrimental to public health or safety, or so as to be a nuisance."
 - b. Pursuant to the County of Los Angeles Board of Supervisors' Findings, in response to the subject CUP, Finding No. 47.F states: "Strictest Condition Requirement. If a discrepancy arises between a City condition and a County condition regarding landfill operations, the applicant shall be required to incorporate into the County permit the condition that results in the greater protection to the surrounding community".

Therefore, pursuant to Condition Nos. 2 and 16 of the existing FOC, and Chapter 10, Section 10.4 of the CSE, the proposed use of a non-reusable geosynthetic sheeting in lieu of dirt as the landfill daily cover necessitates a revised FOC from the Task Force prior to implementation of the proposal. To obtain the FOC from the Task Force, please submit an application for an FOC to the Task Force, which contains a detailed description of the project along with the information in the attached Finding of Conformance Submittal Requirements form, including information substantiating compliance with environmental regulations.

The CSE is a State mandated long-term planning document that describes how the County and the cities within the County plan to manage the disposal of solid waste for a 15-year planning period in accordance with the California Integrated Waste Management Act of 1989 (AB 939, as amended). The CSE was developed under the auspices of the Task Force and includes goals, policies, and procedures for managing solid waste pursuant to Title 14 of the California Code of Regulations (CCR), Section 18755.1 (emphasis added). The CSE describes the method and strategies for meeting the goals, policies, and procedures for facilitating the environmentally safe disposal of solid waste generated within the County. The CSE also describes the criteria, in accordance with the CCR, Title 14, Section 18756, for siting waste disposal facilities, which considers factors such as proximity to populations and/or seismic zones, and any traffic impacts.

The CSE was approved in 1997 by a majority of cities in the County containing a majority of the incorporated population and became effective in June 1998, following approval by the Los Angeles County Board of Supervisors and the CIWMB.

The purpose of the FOC is to ensure that when solid waste disposal facilities in Los Angeles County, including the 88 cities and unincorporated communities, are established, expanded or significantly changed, they are consistent with the CSE and its siting criteria. Benefits of the FOC process include providing a forum, which the public, local jurisdictions, organizations, businesses, industry representatives, and neighboring jurisdictions, if applicable, may collectively address solid waste management issues of public interest, as well as ensure a mechanism through which technical, environmental, and social considerations are taken into account for the benefit of public health and safety, and to provide for consistent and sustainable solid waste management systems in Los Angeles County and the region.

Mr. Rob Sherman
October 15, 2015
Page 4

If you have any questions, please contact the undersigned at (626) 458-3553.

Sincerely,

Margaret Clark, Vice-Chair
Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force and
Council Member, City of Rosemead



MARTINS AIYETIWA
Senior Civil Engineer
Environmental Programs Division

KM:ts

P:\Sec\TF Letter in Re to Republic's 10-12-15 Letter

Enc.

cc: Department of Regional Planning (Jon Sanabria, Maria Masis, Jose Dela Rosa, Timothy Stapleton)
City of Los Angeles Planning Department (Lisa Webber, Ly Lam, Nicholas Hendricks)
South Coast Air Quality Management District (Mohsen Nazemi, Ed Pupka)
Sunshine Canyon Landfill – Local Enforcement Agency (Dave Thompson, Gerardo Villalobos)
Sunshine Canyon Landfill – Community Advisory Committee (Becky Bendikson, Wayde Hunter)
North Valley Coalition of Concerned Citizens (Wayde Hunter)
Granada Hills North Neighborhood Council
CalRecycle (Scott Smithline)
Each member of the Los Angeles County Integrated Waste Management Task Force
Each member of the Facility and Plan Review Subcommittee

Table 10-1
Finding of Conformance Submittal Requirements

Proponents of solid waste disposal (landfill and transformation) facilities, except otherwise exempted, must submit proposals to the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force for an FOC. The facility proposal shall contain the following minimum information:

1. Identity of project proponent, owner, and operator.
2. Description of project location.
3. Project implementation schedule (as applicable) including planned dates for construction start, construction completion, start-up, planned expansion, and closure.
4. Project design capacity or acreage as appropriate.
5. Description of waste material to be handled.
6. Identification of waste sources.
7. Projection of waste quantity to be handled at start-up and at five-year intervals in project's life.
8. Identification of waste transport corridors and destination.
9. Technology to be used for treatment facilities.
10. Planned site classification for disposal sites.
11. Planned end uses for the land for disposal sites.
12. Final environmental documentation (initial study, negative declaration, categorical exemption, or an Environmental Impact Report) including all Notices of Determinations showing the posting dates with the County Clerk/City Clerk and the State Office of Planning and Research.
13. Planned market for materials/energy recovered from resource recovery projects.
14. Description of proposed waste diversion/salvage programs to be operated at the facility.
15. Information and operations plan for meeting applicable permit/regulatory requirements.
16. Demonstration of compliance with siting criteria requirements as established in Chapter 6 of the CSE.
17. Demonstration of compliance with general plan consistency requirements as required by the California Public Resources Code, Section 50000.5 and 50001, as applicable. In addition, a copy of the appropriate land use permit shall also be provided.
18. A tarping program designed to prevent the accidental release of litter from vehicles entering and leaving the site.
19. A waste load-checking program designed to prevent disposal of hazardous and other unacceptable waste from the site.

Table 10-1 (continued)

20. A set of plans, drawn-to-scale, clearly identifying property lines, adjacent land uses, all structures such as scale house, administration buildings, locations of any above ground or underground storage tanks, surrounding streets and access roads, etc. The plans must be a minimum of 2 feet by 3 feet in dimension, clearly labeled and bearing the signature and seal of a California Registered Civil Engineer. For land disposal facilities, the plans must show initial and final grades for and delineate the extent of the fill area. For transformation facilities, the plans must show drainage and wastewater discharge lines, the incineration building and equipment, and materials recovery area (if any).

In addition, the facility owner/operator will be required to implement the following measures/programs:

1. Project proponents of new Class III landfills and owners/operators of expansions of existing Class III landfills shall be required to implement the following seismic monitoring requirements:
 - a) Install an accelerometer on site to measure seismic ground motions by a date to be established by the Task Force. A set of as-built plans signed and sealed by a California Registered Civil Engineer shall be provided to the Local Enforcement Agency and the Los Angeles County Department of Public Works, Environmental Programs Division for approval.
 - b) Following a major seismic event: 1) of magnitude 5.0 or greater in the Richter Scale, as recorded by the closest ground-motion monitoring device as maintained by the California Division of Mines and Geology, and 2) with an epicenter located within 25 miles from the Landfill (or as directed by the Task Force), thoroughly survey the landfill site for primary and secondary surface expressions of seismic activity (such as, surface ruptures, landslides, changes in spring flows, liquefaction, etc.). Submit a damage assessment report on the results of the survey to the Los Angeles County Department of Public Works, Environmental Programs Division and the Local Enforcement Agency for review. The assessment report must describe and discuss all features, including damage to the site and infrastructure caused by the seismic event, and the measures that will be taken to mitigate the impact.
2. All Class III landfill owners/operators shall be required to submit a description of the program that will be implemented at the facility to:
 - a) Minimize disposal of inert waste at their facility.
 - b) Maximize density of disposed materials.
 - c) Use green waste or other appropriate materials for use as landfill daily cover other than soil, subject to approval of the appropriate Local Enforcement Agency, the CIWMB, and other appropriate permitting agencies.
3. All solid waste disposal facility operators shall be required to submit a description of the program that will be implemented at the facility to:
 - a) Acquire and provide to the County all data necessary for cities in Los Angeles County and the County to comply with the mandates of Assembly Bill 939. Additionally, disposal facility operators will be encouraged to institute waste salvage operations in compliance with all applicable rules and regulations.
 - b) Discourage transportation of uncovered waste to the disposal facility through vehicle tarping enforcement at the gate.
 - c) Control litter on the streets, highways, and properties surrounding the disposal facility.